IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

WP(C).No. 11497 of 2007(R)

PETITIONER:

LEKHA VARMA, CLERK, ANNAMANADA KALIMON VYAVASAYA SAHAKARANA SANGHAM LIMITED NO.CIND R-72, MAMBRA P.O., ERAYAMKUDY, THRISSUR.

BY ADV. SRI.P.RAMAKRISHNAN

RESPONDENTS:
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1. THE ANNAMANADA KALIMON VYAVASAYA SAHAKARANA SANGHAM LIMITED NO.CIND R-72, MAMBRA P.O., ERAYAMKUDY, THRISSUR. REPRESENTED BY ITS SECRETARY.

2. THE PROJECT OFFICER, DISTRICT KHADI & VILLAGE INDUSTRIES CENTRE, PALACE ROAD, THRISSUR.

ADDITIONAL RESPONDENT

3. PRESIDENT ANNAMANADA KALIMON VYAVASAYA SAHAKARANA SANGHAM LTD. MAMBRA, ERAYAMKUDY, THRISSUR

Impleaded vide order dated 31-05-2007 in I.A.No.6846/07

BY ADV. SRI.DEEPU THANKAN
ADV.SRI.K.P.HARISH, SC.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	**TRUE COPY OF THE NOTIFICATION DTD. 17-10-05 PUBLISHED IN MATHRUBHOOMI DAILY DTD. 22-10-05**
EXT.P2	**TRUE COPY OF THE ORDER OF APPOINTMENT DTD. 28-4-05 ISSUED BY R1**
EXT.P3	**TRUE COPY OF ORDER DTD. 23-3-07 ISSUED BY R2**

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(C).No. 11497 OF 2007

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Dated this the 3rd day of July, 2007

JUDGMENT

Petitioner was appointed as a Clerk in the first respondent society. Her appointment is interfered by the impugned order (Ext.P3). One of the complaints of he petitioner is that it was done without hearing her.

2. I heard learned counsel for the parties.

Ext.P3 order does not show that petitioner was heard. In such circumstances for the reason that petitioner was not heard, the impugned order is liable to be quashed. Ext.P3 is quashed for the reason that petitioner was not given an opportunity of being heard. Certainly, the order effects the petitioner. Accordingly, there will be a direction to the second respondent to consider the matter afresh with opportunity of hearing to the petitioner, additional third respondent and the Annamanada Kalimon Vyavasaya Sahakarana Sangham Limited and a decision in accordance with law will be taken within a period of one month from the date of receipt of a copy of this judgment.

(K.M.JOSEPH, JUDGE)

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